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Initial Review
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RESPONSE UNDER 37 CFR 1.129(a)
EXPEDITED PROCEDURE
EXAMINING GROUP @@@

DOCKET NO.: TJU-1156

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: David Berd

Serial No.: 08/203,004

Group No.: 1802

GROUP 1800

Filed: February 28, 1994

Examiner: J. Krsek Staples

For: Composition and Method of Using Tumor Cells

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I, Lori Y. Beardell, Registration No. 34,293 certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

On November 21, 1996
Lori Y. Beardell
Lori Y. Beardell Reg. No. 34,293

Box AF
Assistant Commissioner for Patents
Washington DC 20231

Sir:

**TRANSITIONAL AFTER FINAL AMENDMENT TRANSMITTAL LETTER
AND REQUEST FOR EXTENSION OF TIME**

Transmitted herewith is the xx first or second Transitional After Final amendment in the above-identified application responsive to the Office Action dated December 22, 1995. The period for filing the instant amendment is determined from the filing of the Notice of Appeal dated June 21, 1996.

- () This application has an effective filing date prior to June 8, 1993.
- (xx) Small entity status of this application under 37 CFR 1.9 and 37 CFR 1.27 has been established by a verified statement previously submitted.
- () A verified statement claiming small entity status under 37 CFR 1.9 and 37 CFR 1.27 is enclosed.
- () Statement to Support Filing and Submission of DNA/Amino Acid Sequences in Accordance with 37 CFR §§ 1.821 through 1.825.

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(xx) Other: Declaration Pursuant to 37 U.S.C. §1.129(a);
Information Disclosure Statement and References
attached, Certificate Under 35 U.S.C. §1.97(e)

The fee for additional claims presented in this amendment has
been calculated as follows:

				SMALL ENTITY			OTHER THAN SMALL ENTITY	
	Claims Remaining After Amendment	Highest Number Previously Paid for	No. Extra	Rate	Fee	OR	Rate	Fee
TRANSITIONAL FEE					\$385	OR		\$770
Total Claims	19 -	31 = (at least 20)	0	x\$11=	\$	OR	x\$22=	\$
Indep. Claims	2 -	4 = (at least 3)	0	x\$40=	\$	OR	x\$80=	\$
First Presentation Multiple Dependent Claims				+	\$130=	\$	OR	\$260= \$
Total fee for added claims:					\$385			\$

(xx) Request is hereby made under 37 CFR 1.136(a) to extend
the time for filing the Appeal Brief due August 21,
1995 to and through November 21, 1996, comprising an
extension of the shortened period of three months:

	SMALL ENTITY		OTHER THAN SMALL ENTITY	
One Month		\$ 55		\$ 110
Two Months		\$195		\$ 390
Three Months	xx	\$465		\$ 930
Four Months		\$735		\$1,470
Additional fee for extended response:			\$465.00	

Applicant(s) has/have not been notified that the requested
extension will not be permitted. The present application is not
involved in an interference declared pursuant to 37 CFR 1.207.

Total fee required \$850

() Please charge my Deposit Account No. 23-3050 in the amount of \$_____. This sheet is attached in triplicate.

() An extension for _____ has already been secured and the fee paid therefore of \$_____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request

\$_____

(xx) A check in the amount of \$1080.00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.

(XX) The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in triplicate.

(XX) Any additional filing fees required under 37 CFR 1.17(r) including fees for presentation of extra claims.

(XX) Any additional patent application processing fees under 37 CFR 1.17 and under 37 CFR 1.20(d).


(XX) The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in triplicate.

(XX) Any patent application processing fees under 37 CFR 1.17 and under 37 CFR 1.20(d).

() The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).

(XX) Any filing fees under 37 CFR 1.17 including fees for presentation of extra claims.

Date: November 21, 1996



Signature
Lori Y. Beardell
(Name of Attorney of Record)
Registration No. 34,293

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